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ATTORNEY DOCKET: 38599.0012

PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
James D. Thacker ) Group Art Unit: 1651  
Application Number: 10/053,871 ) Examiner: To Be Assigned  
Filed: January 24, 2002 )  
For: RAPID METHODS FOR MICROBIAL TYPING AND ENUMERATION )

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

**ATTN: BOX MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the attached copy of the Notice to File Missing Parts of Nonprovisional Application mailed February 21, 2002, Applicant is submitting herewith the executed Declaration and Power of Attorney for Patent Application for filing in the above-captioned application.

The filing fees for a small entity are calculated as follows:

Basic Filing Fee	\$ 370.00
Late Filing Surcharge	65.00
Additional Claims Fee	135.00
Additional Independent Claim Fee	42.00

**TOTAL AMOUNT DUE \$ 612.00**

The Commissioner is hereby authorized to charge \$612.00 to cover the basic filing fee, surcharge for late filing, additional independent claims fee and excess claims fee, pursuant to 37 C.F.R. § 1.16(e) to the undersigned's Deposit Account No. 08-1641. In the event any variance exists between the amount authorized and the Patent Office fees, please charge or credit any difference to the undersigned's Deposit Account No. 08-1641.

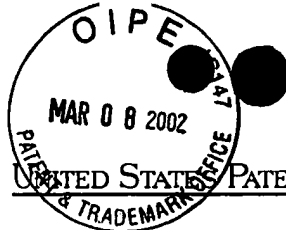
Respectfully submitted,  
HELLER, EHRMAN, WHITE & MCAULIFFE LLP

Date: March 8, 2002

By:

James Remenick  
Registration No. 36,902

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/053,871	01/24/2002	James D. Thacker	38599.0012

CONFIRMATION NO. 5347

## FORMALITIES LETTER



\*OC00000007511875\*

30082  
HELLER EHRMAN WHITE & MCAULIFFE LLP  
SUITE 300  
101 ORCHARD RIDGE DR.  
GAITHERSBURG, MD 20878-1917

Date Mailed: 02/21/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 370 to complete the basic filing fee for a small entity.*
- Total additional claim fee(s) for this application is \$177.
  - \$135 for 15 total claims over 20.
  - \$42 for 1 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 612.

*A copy of this notice MUST be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/13/2002 HWRZ11 00000125 081641 10053871  
01 FC:201 370.00 CH  
02 FC:205 65.00 CH  
03 FC:203 135.00 CH  
04 FC:202 42.00 CH